

08-23-06

PTO-1390 (Rev. 07-2005)

Approved for use through 03/31/2007. OMB 0651-0021
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

082206

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A SUBMISSION UNDER 35 U.S.C. 371**

ATTORNEY'S DOCKET NUMBER
N89297LPK

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)
10/590288 assigned

INTERNATIONAL APPLICATION NO.
PCT/EP 2005/001835

INTERNATIONAL FILING DATE
22 February 2005

PRIORITY DATE CLAIMED
23 February 2003

FILE OF THE INVENTION

DEVICE FOR DEPOSITING SHEETS IN A STACK

APPLICANT(S) FOR DO/EO/US

Dirk Dobrindt, Rolf D. Gritzuhn

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)).
The submission must include items (5), (6), (9), and (21) indicated below.
4. ☐ The U.S. has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☒ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR. 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A preliminary amendment.
14. ☐ An Application Data Sheet under 37 CFR 1.76.
15. ☐ A substitute specification.
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
18. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop - PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

IAP9 Rec'd PCT/PTO 22 AUG 2006

PTO-1350 (Rev. 07-2005)
Approved for use through 03/31/2007. OMB 0651-0021
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10/6590280		INTERNATIONAL APPLICATION NO.		ATTORNEY'S DOCKET NUMBER N89297LPK	
20. Other items or information: -- Letter Under Rule 53 -- PTO-2038 -- IDS & EKC-1449 -- Postcard					
The following fees have been submitted:				CALCULATIONS	PTO USE ONLY
21.	<input checked="" type="checkbox"/>	Basic national fee (37 CFR 1.492(a))	\$300	\$300.00	
22.	<input checked="" type="checkbox"/>	Examination fee (37 CFR 1.492(c))			
If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all Claims satisfy provisions of PCT Article 33(1) - (4)... \$0 All other situations \$200				\$200.00	
23.	<input checked="" type="checkbox"/>	Search fee (37 CFR 1.492(b))			
If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority \$100 International Search Report prepared by an ISA other than the U.S. and provided to the Office or previously communicated to the U.S. by the IB \$400 All other situations \$500				\$400.00	
TOTAL OF 21, 22, AND 23 =				\$900.00	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	Rate		
22 - 100 =	--/50 =	--	X \$250 =	\$	
Surcharge of \$130 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).				\$	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total Claims	16 - 20 =	-0-	x \$50 =	\$	
Independent Claims	1 - 3 =	-0-	x \$200 =	\$	
MULTIPLE DEPENDENT CLAIM(S) (if applicable) X			+ \$360 =	\$360.00	
TOTAL OF ABOVE CALCULATIONS =				\$360.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.				-0-	
SUBTOTAL =				\$1260.00	
Processing fee of \$130 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).				\$-0-	
TOTAL NATIONAL FEE =				\$1260.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property.				\$	
TOTAL FEES ENCLOSED =				\$1260.00	
				AMOUNT TO BE REFUNDED:	\$
				AMOUNT TO BE CHARGED:	\$

IAP9 Rec'd PCT/PTO

10/590280
22 AUG 2006

PTO-1390 (Rev. 07-2005)

Approved for use through 03/31/2007. OMB 0651-0021
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

- a. ☐ A check in the amount of \$ _____ to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 05-0225. **A duplicate copy of this sheet is enclosed.**
- d. ☒ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public.
Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a Petition to Revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

PATENT LEGAL STAFF
EASTMAN KODAK COMPANY
ROCHESTER, NY 14650-2201


SIGNATURE

Lawrence P. Kessler
NAME

24,637
REGISTRATION NUMBER

Customer No. 01333

Attorney Docket No. N89297LPK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Dirk Dobrindt et al.

**DEVICE FOR DEPOSITING
SHEETS IN A STACK**

U.S. Serial No. *To Be Assigned*

Filed: *Herewith*

Mail Stop - Applications
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Group Art Unit: *To Be Assigned*

Examiner: *To Be Assigned*

Express Mail Label No. EV 742420997 US

Date: August 22, 2006

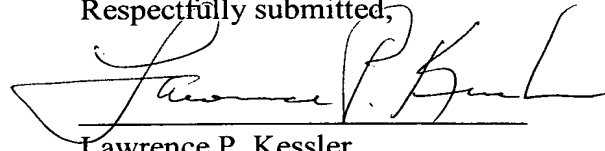
Sir:

LETTER UNDER RULE 53

Pursuant to Rule 53, the above-identified application, enclosed herewith (including specification and claims), is being filed without a signed declaration or assignment in the names of the inventors: Dirk Dobrindt and Rolf D. Gritzuhn. The declaration and assignment will be filed later.

Please address all correspondence to Mark G. Bocchetti, Patent Legal Staff, Eastman Kodak Company, Rochester, New York 14650-2201. Please direct all telephone communications to: Lawrence P. Kessler at (585) 253-0123.

Respectfully submitted,



Lawrence P. Kessler
Attorney for Applicant(s)
Registration No. 24,637

LPK:cvn
Telephone: (585) 253-0123
Facsimile: (585) 477-4646

If the Examiner is unable to reach the Applicant(s) Attorney at the telephone number provided, the Examiner is requested to communicate with Eastman Kodak Company Patent Operations at (585) 477-4656.